

State of Alaska FY2003 Governor's Operating Budget

Department of Law Criminal Justice Litigation Component Budget Summary

Component: Criminal Justice Litigation

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Component Mission

Mission statement appears at the department summary and BRU levels.

Component Services Provided

(A) This section provides basic legal services to the Department of Corrections and the Department of Public Safety, consisting of verbal and written advice, representation in civil litigation and administrative proceedings, and assistance with drafting legislation, regulations, policies, and procedures. Services are provided to the Department of Public Safety (State Troopers, State Trooper Academy, Fire Prevention, Fish and Wildlife Protection, Administrative Services, Alaska Police Standards Council, Violent Crimes Compensation Board, and the Statewide Scientific Crime Detection Laboratory) and the Department of Corrections (Institutions, Prison Programs, Probation Services, Corrections Academy and Parole Board). This section also provides assistance to the Departments of Corrections and Health and Social Services on special projects related to prison capacity and juvenile justice.

(B) This section handles all administrative appeals of driver license revocations by the Division of Motor Vehicles in the Department of Administration.

(C) This section advises the governor and the legislature on criminal justice legislation.

(D) This section provides overall administration of the BRU and sets policy for all offices in the BRU by monitoring and approving budgetary expenditures, setting uniform prosecution policies, maintaining a case management system, and being responsible for personnel matters.

(E) The services are delivered by three attorneys located in Anchorage and four attorneys in Juneau.

Component Goals and Strategies

The goal of the Criminal Justice Litigation and Legal Services section is to support the departments of Corrections and Public Safety by providing day-to-day legal advice, and to provide administrative and policy direction to all state prosecution offices. An additional goal is to maintain an effective criminal justice system by assisting the administration and the legislature in reviewing and enacting effective criminal justice legislation.

Key Component Issues for FY2002 – 2003

Key Issues are included at the BRU level.

Major Component Accomplishments in 2001

Objective 1: Uphold the administrative decisions of the state's prison system by defending the state against prisoner lawsuits in state and federal courts.

Number of prisoner lawsuits defended: 70

Objective 2: Uphold the administrative revocation of driver licenses by the Division of Motor Vehicles by opposing requests for stays of revocations and handling appeals of those revocations.

Number of license revocation cases handled: 50

Statutory and Regulatory Authority

AS 44.23.020

Criminal Justice Litigation

Component Financial Summary

All dollars in thousands

	FY2001 Actuals	FY2002 Authorized	FY2003 Governor
Non-Formula Program:			
Component Expenditures:			
71000 Personal Services	1,080.1	1,298.4	1,225.5
72000 Travel	93.6	102.6	102.6
73000 Contractual	297.8	370.7	400.7
74000 Supplies	79.6	47.1	47.1
75000 Equipment	93.3	0.0	0.0
76000 Land/Buildings	0.0	0.0	0.0
77000 Grants, Claims	0.0	0.0	0.0
78000 Miscellaneous	0.0	0.0	0.0
Expenditure Totals	1,644.4	1,818.8	1,775.9
Funding Sources:			
1004 General Fund Receipts	1,416.2	1,612.0	1,587.2
1007 Inter-Agency Receipts	217.3	206.8	188.7
1053 Investment Loss Trust Fund	7.9	0.0	0.0
1108 Statutory Designated Program Receipts	3.0	0.0	0.0
Funding Totals	1,644.4	1,818.8	1,775.9

Estimated Revenue Collections

Description	Master Revenue Account	FY2001 Actuals	FY2002 Authorized	FY2002 Cash Estimate	FY2003 Governor	FY2004 Forecast
Unrestricted Revenues						
Unrestricted Fund	68515	0.4	0.0	0.0	0.0	0.0
Unrestricted Total		0.4	0.0	0.0	0.0	0.0
Restricted Revenues						
Interagency Receipts	51015	217.3	206.8	206.8	188.7	169.5
Statutory Designated Program Receipts	51063	3.0	0.0	0.0	0.0	0.0
Investment Loss Trust Fund	51393	7.9	0.0	0.0	0.0	0.0
Restricted Total		228.2	206.8	206.8	188.7	169.5
Total Estimated Revenues		228.6	206.8	206.8	188.7	169.5

Criminal Justice Litigation**Proposed Changes in Levels of Service for FY2003**

Victim Notification for Court Proceedings. Statutes mandate that the prosecution advise victims of the dates and times of all court proceedings. The prosecution must also notify witnesses of dates and times of proceedings where they must testify. A federal grant of \$25,000 has been received by the Department of Public Safety and will be RSA'd to the Department of Law. Funds will be used to contract with a firm who will provide a program that will automatically notify victims and witnesses of court events. In the first year, the start up costs to enter into the contract are \$65,000. The ongoing annual contractual amount will be \$40,000 in general funds.

Summary of Component Budget Changes**From FY2002 Authorized to FY2003 Governor***All dollars in thousands*

	<u>General Funds</u>	<u>Federal Funds</u>	<u>Other Funds</u>	<u>Total Funds</u>
FY2002 Authorized	1,612.0	0.0	206.8	1,818.8
Adjustments which will continue current level of service:				
-Adjust vacancy by fund source between line items and components ADN# 0320123	-98.1	0.0	0.0	-98.1
-Year 3 Labor Costs - Net Change from FY2002	27.9	0.0	1.9	29.8
-Victim Witness Effort	20.0	0.0	-20.0	0.0
-Adjust vacancy by fund source between line items and components	-23.5	0.0	0.0	-23.5
Proposed budget increases:				
-Legal Secretary Reclassification	8.9	0.0	0.0	8.9
-Victim Notification for Court Proceedings	40.0	0.0	0.0	40.0
FY2003 Governor	1,587.2	0.0	188.7	1,775.9

Criminal Justice Litigation**Personal Services Information**

Authorized Positions		Personal Services Costs		
	<u>FY2002</u>	<u>FY2003</u>		
	<u>Authorized</u>	<u>Governor</u>		
Full-time	17	17	Annual Salaries	951,186
Part-time	0	0	COLA	30,239
Nonpermanent	1	0	Premium Pay	0
			Annual Benefits	278,204
			<i>Less 2.71% Vacancy Factor</i>	(34,129)
			Lump Sum Premium Pay	0
Totals	18	17	Total Personal Services	1,225,500

Position Classification Summary

Job Class Title	Anchorage	Fairbanks	Juneau	Others	Total
Administrative Clerk II	0	0	1	0	1
Administrative Clerk III	0	0	1	0	1
Assoc Attorney I	2	0	0	0	2
Assoc Attorney II	0	0	2	0	2
Attorney IV	1	0	1	0	2
Attorney V	1	0	2	0	3
Attorney VI	0	0	1	0	1
Dep Attorney General	1	0	0	0	1
Law Office Assistant I	2	0	2	0	4
Totals	7	0	10	0	17